



OFGS File No.: P/1336-176

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Patent Application of

Charles RHÈME et al.

Date: October 9, 2003

Serial No.: 10/613,324

Group Art Unit: ---

Filing Date: July 3, 2003

Examiner: ---

For: OPTICAL DISTANCE MEASURING DEVICE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COPY**

**SUBMISSION OF DECLARATION**

Sir:

In the absence of a Notice to File Missing Parts of Application-Filing Date Granted enclosed herewith is an inventor's Declaration together with our check No. 12896 for \$65.00.

In the event the actual fee is greater than the payment submitted or is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account #15-0700.

If this communication is filed after the time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 C.F.R. §1.136(a), to extend the time for filing a response by the number of months which will avoid abandonment under 37 C.F.R. §1.135. The fee under 37 C.F.R. § 1.17 should be charged to our Deposit Account No. 15-0700.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on October 9, 2003:

Respectfully submitted,

\_\_\_\_\_  
Robert C. Faber  
Name of applicant, assignee or  
Registered Representative  
\_\_\_\_\_  
  
Signature  
\_\_\_\_\_  
October 9, 2003  
Date of Signature  
\_\_\_\_\_  
RCF:mjb

\_\_\_\_\_  
Registration No.: 24,322  
OSTROLENK, FABER, GERB & SOFFEN, LLP  
1180 Avenue of the Americas  
New York, New York 10036-8403  
Telephone: (212) 382-0700



## UNITED STATES OF AMERICA

## COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

OFGS FILE NO.  
P/1336-176

As below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verify that I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**OPTICAL DISTANCE MEASURING DEVICE**

the specification of which is attached hereto, unless the following box is checked:

was filed on \_\_\_\_\_ as United States patent Application Number or PCT International patent application number \_\_\_\_\_ and was amended on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information known to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code §119 of any foreign application(s) for patent or inventor's certificate or United States provisional application(s) listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**COPY**

## Prior Foreign or Provisional Application(s)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
Europe	02405556.8	3 July 2002	YES <input checked="" type="checkbox"/> NO _____
			YES _____ NO _____
			YES _____ NO _____

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

UNITED STATES APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned)

I hereby appoint customer no. 2352 OSTROLENK, FABER, GERB & SOFFEN, LLP, and the members of the firm, Samuel H. Weiner - Reg. No. 18,510; Jerome M. Berliner - Reg. No. 18,653; Robert C. Faber - Reg. No. 24,322; Max Moskowitz - Reg. No. 30,576; James A. Finder - Reg. No. 30,173; William O. Gray, III - Reg. No. 30,944; Louis C. Dujmich - Reg. No. 30,625, and Douglas A. Miro - Reg. No. 31,643, as attorneys with full power of substitution and revocation to prosecute this application, to transact all business in the Patent & Trademark Office connected therewith and to receive all correspondence.

SEND CORRESPONDENCE TO: **OSTROLENK, FABER, GERB & SOFFEN, LLP**  
1180 AVENUE OF THE AMERICAS  
NEW YORK, NEW YORK 10036-8403  
CUSTOMER NO. 2352 DIRECT TELEPHONE CALLS TO:  
(212) 382-0700

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR <b>Charles RHÈME</b>	INVENTOR'S SIGNATURE <i>Charles Rhème</i>	DATE <b>28/06/03</b>
RESIDENCE (City and either State or Foreign Country) <b>CH-1725 Posieux, Switzerland</b>	COUNTRY OF CITIZENSHIP <b>Switzerland</b>	
POST OFFICE ADDRESS <b>imp. Du Coutset 10, CH-1725 Posieux, Switzerland</b>		
FULL NAME OF SECOND JOINT INVENTOR (IF ANY) <b>Peter HEIMLICHER</b>	INVENTOR'S SIGNATURE <i>Peter Heimlicher</i>	DATE <b>28/06/03</b>
RESIDENCE (City and either State or Foreign Country) <b>CH-1700 Fribourg, Switzerland</b>	COUNTRY OF CITIZENSHIP <b>Switzerland</b>	
POST OFFICE ADDRESS <b>Klein-Schönberg 112, CH-1700 Fribourg, Switzerland</b>		

CONTINUED ON PAGE 2